## **David Page**

From:

Bond, Michael R. [Michael.Bond@KutakRock.com]

Sent:

Monday, June 23, 2008 5:14 PM

To:

Richard Garren; David Page

Subject:

RE: State of Oklahoma vs. Tyson Foods, Inc., et al.

Attachments:

Coordinated Depo Calendar.doc



## Coordinated Depo Calendar.doc ...

Ri- << Coordinated Depo Calendar.doc>> ck, thank you for your letter of today. I have forwarded your letter to counsel for the defendants but we have not had an opportunity to collectively discuss the specifics of your proposal. As you and I have previously discussed, a coordinated plan for depositions in this case is a must and the Defendants are eager to get a coordinated deposition calendar in place which covers the next few months. Accordingly, since you and I last spoke the Defendants have been working on a schedule and have prepared a color coded calendar which is attached to this email for the State's consideration. The calendar sets forth in Green depositions which have already been confirmed, sets forth in Blue deposition dates proposed by Defendants and sets forth in Red deposition dates proposed by the State for its experts.

The Defendants think in all fairness that the depositions which the Defendants intend to take in order to respond to the State's expert reports must take priority over all other depositions taken over the next couple of months. Those depositions are included in the

Also included in the calendar is the deposition of Archie Schaffer, a Tyson employee who the State recently noticed and we worked out an agreed upon date. As you are aware the Defendant's are under an extremely tight time frame to respond to the State's expert reports and have requested additional time from the Court to respond. The current scheduling order allows for discovery to be taken until April of 2009, as such, there is ample time for the State to conduct discovery after this response period.

Please review the attached calendar and discuss with your co-counsel. I am available to discuss at your convenience on Thursday and Friday of this week.

Thanks,

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(479) 695-1946

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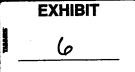
----Original Message----

From: Deborah Ellis [mailto:DEllis@riggsabney.com]

Sent: Monday, June 23, 2008 12:07 PM

To: Bond, Michael R.

Cc: Bill Narwold; Bob Nance; Daniel Lennington; David Page; David Riggs; Elizabeth Claire Xidis; Elizabeth Ward; Fidelma Fitzpatrick; Fred Baker; Ingrid Moll; Jean Burnett; Jonathan Orent; Julie Zielinski; Kelly Burch; Lee Heath; Louis Bullock; Melissa Carr; Michelle Jaromin; Mike Rousseau; Richard Garren; Sharon Gentry; Sharon Weaver; Trevor Hammons; Vaughn Iskanian



Page 1 of 8

Subject: State of Oklahoma vs. Tyson Foods, Inc., et al.

<<20080623 ltr RTG to Bond re deposition scheduling.pdf>>

Mr. Bond:

Please see the attached correspondence from Richard T. Garren.

Deborah P. Ellis Secretary to Richard T. Garren Riggs, Abney, Neal, Turpen, Orbison & Lewis 502 W. 6th St. Tulsa, Ok 74119-1010 918/587-3161

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Green = agreement

		31 Proposed: Christopher Teaf (day 2)	30 Proposed: Christopher Teaf Proposed: Christopher Teaf (day 1)	29	28	27
26	25 Proposed: Dan Storm	24 Proposed: Roger Olsen	23 Proposed: Lowell Caneday Proposed: Robert Lawrence	22 Proposed: Robert Lawrence	21	20
19	18	17 HEARING	16 Proposed: Bernard Engel Proposed: Valarie Harwood	15	14 Proposed Todd King	13
12	11 Proposed: Bill Fisher Proposed: A& L Labs	10 Proposed: Eugene Welch Proposed: Lowell Caneday	9 Proposed: Dennis Cooke Confirmed: Archie Schaffer	8 Proposed: Mark Derichweiler (afternoon)	7 Proposed: Barry Bolton	6
Ω	4	ψ.	2 Proposed: Jan Stevenson Proposed: Robert Taylor	1		
SATURDAY	FRIDAY	THURSDAY	WEDNESDAY	TUESDAY	MONDAY	SUNDAY
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30	29 Proposed: Scott Wells (day 2)	28 Proposed: Scott Wells Proposed: Scott Wells (day 1)	27	26 Confirmed: Darren Brown	25	24
23	22	21	20 Proposed: Valarie Harwood	19 Confirmed: Gordon Johnson	18	17
16	15	14 Proposed: C. Berger	13 Proposed: Berton Fisher	12 Proposed: Roger Olsen (day 2)	11 Proposed: Roger Olsen (day 1)	10
9	8 Proposed: Additional 30(b)(6) Topics	7 Proposed: Todd King Proposed: Additional 30(b)(6) Topics	6 Proposed: Additional 30(b)(6) Topics	5 Confirmed: Robert Taylor Proposed: Additional 30(b)(6) Topics	4 Proposed: Additional 30(b)(6) Topics	<sub>γ</sub>
2	1					
SATURDAY	FRIDAY	THURSDAY	WEDNESDAY	TUESDAY	MONDAY	SUNDAY
		8	August 2008	1		

Green = agreement Blu

Blue=Defendants' proposals

	1	T	1	T	
28	21	14	7		SUNDAY
29	22 Proposed Eugene Welch (day 1)	15	∞	1	MONDAY
30 Proposed: Jan Stevenson	23 Proposed: Eugene Welch (day 2)	16	9	N	Sej
	24 Proposed: Dennis Cooke (day 1)	17 Proposed: Bernard Engel (day 1)	10 Proposed: Meagan Smith	3 Proposed: Berton Fisher (day 1)	September 2008
	25 Proposed: Dennis Cooke (day 2)	18 Proposed: Bernard Engel (day 2)	11	4 Proposed Berton Fisher (day 2)	)08 Thursday
	26	19	12	5	FRIDAY
	27	20	13	6	SATURDAY

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Blue=Defendants' proposals

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Green = agreement

Blue=Defendants' proposals